

Baltimore County
Zoning Commissioner
Office of Planning & Zoning
Towson, Maryland 21204
694-5553

J. Robert Haines
Zoning Commissioner

Date: 4/16/88

Mr. & Mrs. Rodney S. Arthur
1419 Francke Avenue
Lutherville, Maryland 21093

RE: Petition for Zoning Variance
Case number: 88-0006
65 Francke Avenue, 65th N Lincoln Avenue
(1419 Francke Avenue)
8th Election District - 4th Councilmanic District
Petitioner(s) Rodney S. Arthur, et ux
HEARING SCHEDULED: WEDNESDAY, APRIL 13, 1988 at 2:00 p.m.

Dear Mr. & Mrs. Arthur:

Please be advised that app fee is due for advertising and posting of the above-referenced property. All fees must be paid prior to the hearing. Do not remove the sign and post set(s) from the property from the time it is posted by this office until the day of the hearing itself.

THIS FEE MUST BE PAID AND THE ZONING SIGN(S) AND POST(S) RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT BE ISSUED.

Please make your check payable to Baltimore County, Maryland and bring it along with the sign(s) and post(s) to the Zoning Office, County Office Building, Room 111, Towson, Maryland 21204 fifteen (15) minutes before your hearing is scheduled to begin.

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

No. 50579

DATE 4/16/88 ACCOUNT 88-0006

AMOUNT \$ 110.40

RECEIVED FROM [Signature]

FOR [Signature]

0 0100*****100516 88.416 A

and post set(s), there for each set not

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minor of
nty

VALIDATION OR SIGNATURE OF CARRIER

IN RE: PETITION FOR ZONING VARIANCE *
5/3 Francke Avenue, 65' W *
of Lincoln Avenue *
(1914 Francke Avenue) *
9th Election District *
4th Concomitant District *
Rodney S. Arthur, et ux *
Petitioners *

BEFORE THE *
DEPUTY ZONING COMMISSIONER *
OF BALTIMORE COUNTY *
Case No. 88-400-A *

* * * * *

MEMORANDUM AND ORDER

The Petitioners herein request a variance to permit a side yard setback of 3 and 1/2 feet in lieu of the required 7 feet for a proposed addition, as more particularly described in Petitioner's Exhibit 1.

The Petitioners, by Mrs. Rodney Arthur, appeared and testified. There were no Protestants.

Based upon the testimony and evidence presented at the hearing, all of which was uncontradicted, it is the opinion of the Deputy Zoning Commissioner that the relief requested sufficiently complies with the requirements of Section 307 of the Baltimore County Zoning Regulations (B.C.Z.R.) and therefore, the variance should be granted. There is no evidence in the record that the subject variance would adversely affect the health, safety, and/or general welfare of the public. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 14th day of April, 1988 that a side yard setback of 3 and 1/2 feet in lieu of the required 7 feet for a proposed addition, in accordance with Petitioner's Exhibit 1, be approved, and as such, the Petition for Zoning Variance is hereby GRANTED, subject, however, to the following restrictions:

1) The Petitioner may apply for his building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at his own risk until such time as the applicable appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition.

Ann H. Haskarowicz
ANN H. HASKAROWICZ
Deputy Zoning Commissioner
of Baltimore County

AMN:bjg

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District: *R. 1* Date of Posting: *March 25*
Posted for: *Insurance*
Petitioner: *Robert S. Arthur, et al*
Location of property: *616 Franklin Ave., at N. Lincoln Ave.*
(1419 S. Franklin Ave.)
Location of Sign: *In front of 1419 Franklin Ave.*
Remarks:
Posted by: *A. J. Givens* Date of return: *April 6, 1984*
Number of Signs: *1*

NOTICE OF HEARING

The Joint Commission of Baltimore and Anne Arundel Counties, Maryland, for the purpose of determining the validity of the zoning and planning of the Baltimore County Office Building, 111 M. Chesapeake Avenue, Baltimore, Maryland, 21204, is hereby notified that the hearing will be held on the 11th day of March, 1968, at 10:00 A.M., at the County Office Building, 111 M. Chesapeake Avenue, Baltimore, Maryland, 21204.

Commissioner of Planning and Zoning
County Office Building
111 M. Chesapeake Avenue
Baltimore, Maryland 21204

Commissioner of Planning and Zoning
County Office Building
111 M. Chesapeake Avenue
Baltimore, Maryland 21204

at an
open
hearing on the 11th day of
March, 1968, at 10:00 A.M., at the
County Office Building, 111 M. Chesapeake Avenue, Baltimore, Maryland, 21204.

back on the 11th day of March, 1968, at 10:00 A.M., at the County Office Building, 111 M. Chesapeake Avenue, Baltimore, Maryland, 21204.

7 days.

It is hereby notified that the Baltimore County Office Building, 111 M. Chesapeake Avenue, Baltimore, Maryland, 21204, is hereby notified that the hearing will be held on the 11th day of March, 1968, at 10:00 A.M., at the County Office Building, 111 M. Chesapeake Avenue, Baltimore, Maryland, 21204.

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1 ROBERT HAINES
Zoning Commissioner
County Office Building
111 M. Chesapeake Avenue
Baltimore, Maryland 21204

3706 Mar 24

RE-400-A

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building
111 M. Chesapeake Avenue
Towson, Maryland 21204

Your petition has been received and accepted for filing this
1st day of February, 1968.

J. Robert Haines
ROBERT HAINES
ZONING COMMISSIONER

Received by: James S. Dyer
Chairman, Zoning Plans
Advisory Committee

Petitioner: Rodney S. Arthur, et al.
Petitioner's
Attorney

242

PETITION FOR ZONING VARIANCE

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made part hereof, hereby petition for a Variance from Section _____ 1802.3.C To permit a side yard setback of _____ 34 feet in lieu of the required 7 feet _____

DATE: 1/15/14
 BY: ph
 TITLE: BP

_____ of the Zoning Regulations of Baltimore County to the Zoning Law of Baltimore County; for following reasons: (indicate hardship or practical difficulty)

due to topography of land, addition would have to be located on the south side of the property. Drainage ditch fills up on north side of property.

W-31,440
W-3,145

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

I, We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.

Contract Purchaser: _____ Legal Owner(s): _____

Redney S. Arthur
 (Type or Print Name) _____ (Type or Print Name) _____

Signature _____ Signature _____

Address _____ Address _____

City and State _____ City and State _____

Attorney for Petitioner: _____

1419 Francis Avenue 825-9418
 (Type or Print Name) _____ Address _____ Phone No. _____

Signature _____ City and State _____

Address _____

Name, address and phone number of legal owner, contact person(s) or representative to be contacted: _____

Redney S. & Mary L. Arthur

BALTIMORE COUNTY, MARYLAND No. 47426

OFFICE OF FINANCE - REVENUE DIVISION

MISCELLANEOUS CASH RECEIPT

DATE: 1-5-18 ACCOUNT: R-01-45-000 INTY. THIS: 1-14 DAY

AMOUNT: \$ 25.00

PAID BY: Ms. Mary L. Arthur \$100.00

FOR: Mary L. Arthur \$25.00

RECEIVED BY: Ms. Mary L. Arthur

DATE: 1/15/14 AT: 2 O'CLOCK

W-31,440
W-3,145

Commissioner of Baltimore County.

VALIDATION OR SIGNATURE OF CLERK

DATE: 1-15-18

Beginning at a point on the east side of
Frankie Ave 65 ft north of Lincoln Ave. thence
running north 60 ft, thence running east 148 ft,
thence running south 60 ft, thence running west
148 ft. to point of beginning

CERTIFICATE OF PUBLICATION

TOWSON, MD., March 23, 1988

THIS IS TO CERTIFY, that the annexed advertisement was
published in the TOWSON TIMES, a weekly newspaper printed
and published in Towson, Baltimore County, Md., once in each
of _____ successive weeks, the first publication appear-
ing on March 23, 1988

TOWSON TIMES.

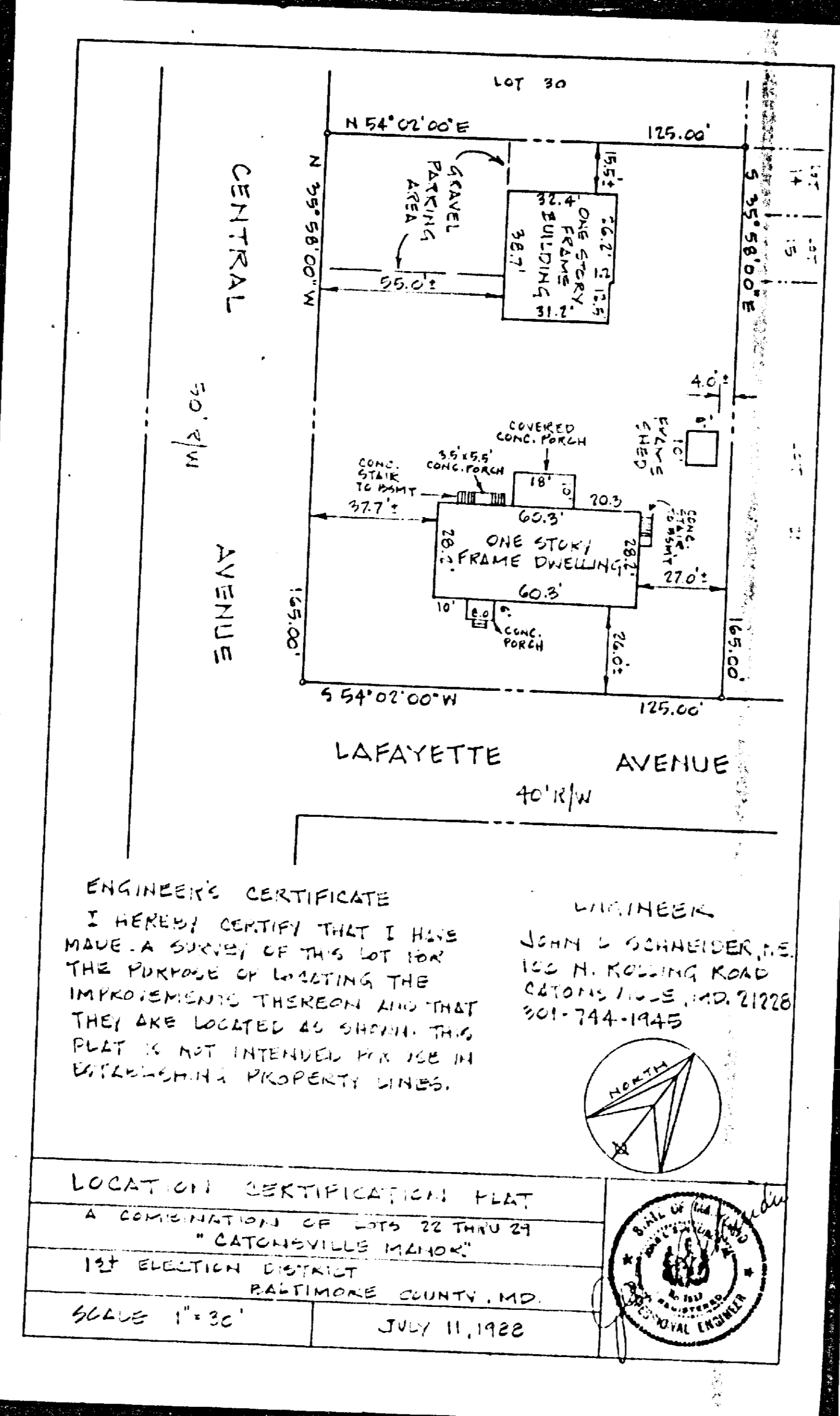
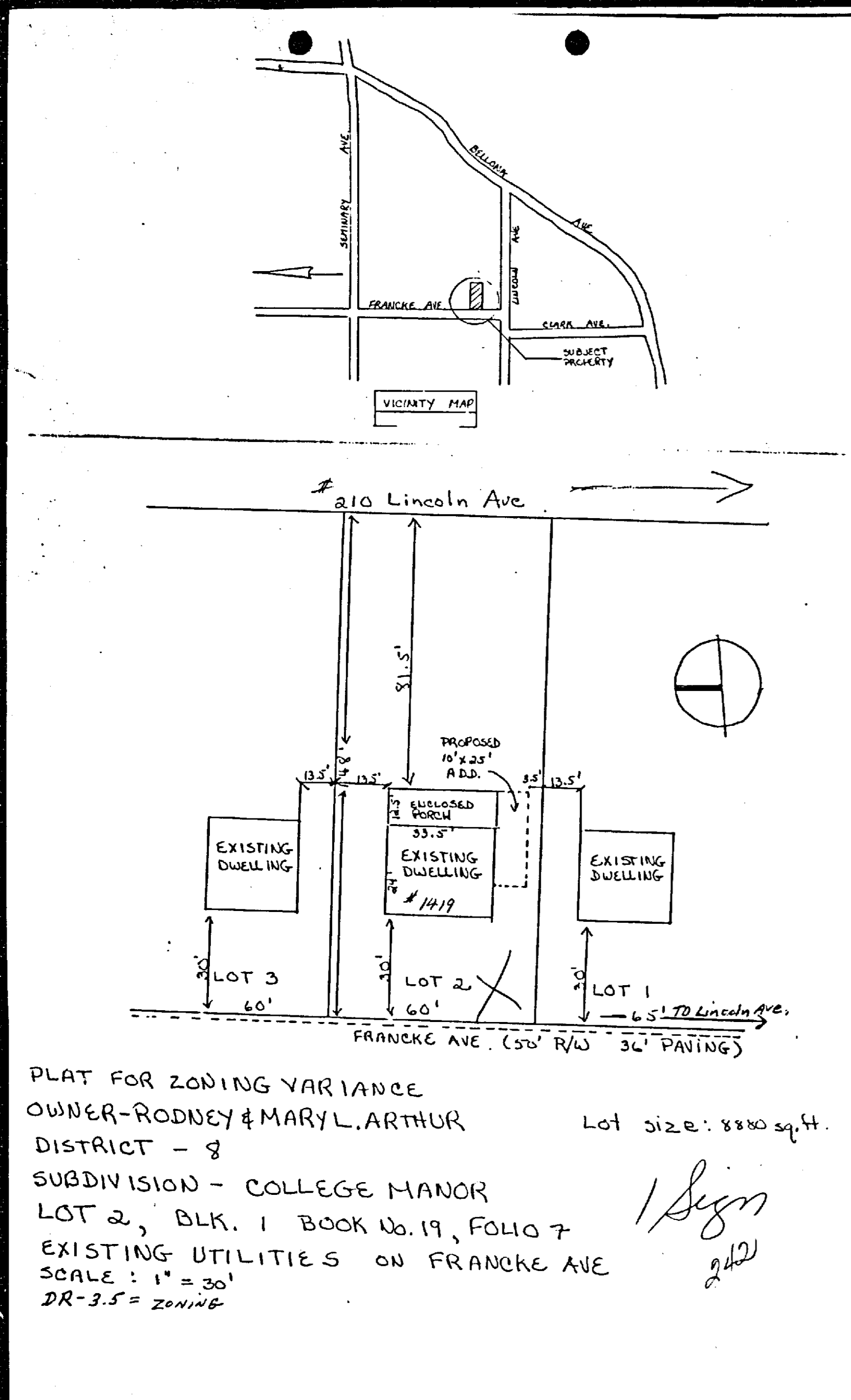
Marianne L. Bissett

Publisher

I, **JOHN EDWARD HARRIS,**
Being a competent and
disinterested person,
do hereby certify that the foregoing is a true and correct
copy of the original as the same was presented to me for
publication, and that the same was published in the
TOWSON TIMES, a weekly newspaper printed and published
in Towson, Baltimore County, Md., once in each of _____
successive weeks, the first publication appearing on
March 23, 1988.

JOHN EDWARD HARRIS
Notary Public for Maryland
My Comm. Expires 12-31-90

NOTICE OF HEARING
The County Commission of the
County of Baltimore, State of
Maryland, hereby gives notice that a
hearing will be held at 10:00 a.m.
on the 23rd day of March, 1988, at the
County Building, Room # 311 N
Northwestern Avenue, Baltimore,
Maryland, to receive applications
for licenses to sell alcoholic
liquors for consumption on the
premises of the applicant.
The following persons are
qualified to be licensed:
1. Any person who is at least
21 years of age.
2. Any person who is a resident
of the County of Baltimore.
3. Any person who is a resident
of the County of Baltimore for
at least 30 days prior to the
hearing.
4. Any person who is a resident
of the County of Baltimore for
at least 30 days prior to the
hearing.
5. Any person who is a resident
of the County of Baltimore for
at least 30 days prior to the
hearing.
6. Any person who is a resident
of the County of Baltimore for
at least 30 days prior to the
hearing.
7. Any person who is a resident
of the County of Baltimore for
at least 30 days prior to the
hearing.
8. Any person who is a resident
of the County of Baltimore for
at least 30 days prior to the
hearing.
9. Any person who is a resident
of the County of Baltimore for
at least 30 days prior to the
hearing.
10. Any person who is a resident
of the County of Baltimore for
at least 30 days prior to the
hearing.



Baltimore County
 Department of Public Works
 Bureau of Traffic Engineering
 Courts Building, Suite 405
 Towson, Maryland 21204
 494-3554

RECEIVED
 FEB 21 1988
ZONING OFFICE

February 18, 1988

Mr. J. Robert Haines
 Zoning Commissioner
 County Office Building
 Towson, Maryland 21204

Dear Mr. Haines:

The Bureau of Traffic Engineering has no comments for items number 243, 244 and 245.

Very truly yours,
Michael S. Flanigan
 Michael S. Flanigan
 Traffic Engineer Associate II

MSF/ml-b

Baltimore County
 Fire Department
 Towson, Maryland 21204-2836
 494-4500

Paul H. Reinecke
 Chief

January 12, 1988

J. Robert Haines
 Zoning Commissioner
 Office of Planning and Zoning
 Baltimore County Office Building
 Towson, MD 21204

Re: Property Owner: Rodney S. Arthur, et ux
 Location: E/S Francke Avenue, 65' N. Lincoln Avenue
 Item No.: 242 Zoning Agenda: Meeting of 1/19/88

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

1. Fire hydrants for the referenced property are required and shall be located at intervals or _____ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.
2. A second means of vehicle access is required for the site.
3. The vehicle dead end condition shown at _____ EXCEEDS the maximum allowed by the Fire Department.
4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.
5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code," 1976 edition prior to occupancy.
6. Site plans are approved, as drawn.
7. The Fire Prevention Bureau has no comments at this time.

REVIEWER: *Carl L. Kelly, Jr.* Noted and Approved: *John F. O'Neill*
 Planning Group Fire Prevention Bureau
 Special Inspection Division

7/1

BALTIMORE COUNTY, MARYLAND
 INTER-OFFICE CORRESPONDENCE

Mr. J. Robert Haines
 TO: Zoning Commissioner

P. David Fields
 FROM: Director of Planning and Zoning
 Zoning Petition Nos. 88-400-A, 88-401-A, 88-402-A, 88-403-A, 88-404-A, 88-405-A, 88-406-A, 88-407-A
 SUBJECT: 88-400-A, 88-401-A, 88-402-A, 88-403-A, 88-404-A, 88-405-A, 88-406-A, 88-407-A

Date: March 26, 1988

There are no comprehensive planning factors requiring comment on this petition.

P. David Fields per *John F. O'Neill*
 P. David Fields
 Director

cc: Ms. Shirley M. Hess, Legal Assistant, People's Counsel
 File

cc: *John Arthur, et ux*
 4-6-88/jf

CPS-008

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE
 March 31, 1988

COUNTY OFFICE BLDG.
 111 W. Chesapeake Ave.
 Towson, Maryland 21204

Mr. & Mrs. Rodney S. Arthur
 1419 Francke Avenue
 Lutherville, Maryland 21093

Item No. 242 - Case No. 88-400-A
 Petitioners: Rodney S. Arthur, et ux
 Petition for Zoning Variance

Dear Mr. & Mrs. Arthur:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above-referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

Very truly yours,
James E. Eyer
 JAMES E. EYER
 Zoning Plans Advisory Committee

Enclosures